Entered -08-06-99 - sb **CL 99L0534** - GWENDOLYN BURNS

01- @0376

CLAIM OF:

JANUATIAKETHA ANDREWS

3511 Villa Circle Atlanta, Georgia 30354

For vehicular damages alleged to have been sustained from driving over a manhole cover in the roadway on May 24, 1999 at 3396 Gilbert Road, SE.

THIS ADVERSED REPORT IS APPROVED

ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY

## **DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY**

Claim No. 99L0534	Date: <u>February 27, 2001</u>
Claimant /Victim JANUATIAKETHA ANDREY	ws
BY: (Atty) (Ins. Co.)	NO
Address: 3511 Villa Circle, Atlanta, Georgia 3035	4
Subrogation: Claim for damages \$ 761.11	Bodily Injury \$
Date of Notice: 8/6/99 Method: Written, Prop	Bodily Injury \$  Der X
Conforms to Notice: O.C.G.A. §36-33-5	Ante Litem (6 Mo.)
Date of Occurrence 5/24/99 Place	e: 3396 Gilbert Street
Department <u>PUBLIC WORKS</u> Divis	re: 3396 Gilbert Street ion Sewer Operations
Employee involved Discip	linary Action:
N	
NATURE OF CLAIM: Claimant alleges that she su	ustained vehicular damage when she drove over a manhole
cover that was lying in the street and not secured to the	manhole. An investigation determined that the City did not
have notice of the condition of the manhole prior to the	e incident date.
INVESTIGATION:	
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Statements: City employee Claimant	Others Written Oral
Pictures Diagrams Reports: Police	OthersWrittenOral eDept ReportX Other Claimant Driver
Traffic citations issued: City Driver	Claimant Driver
Citation disposition: City Driver	Claimant Driver
BASIS OF RECOMMENDATION:	
Function: Governmental	MinisterialXOtherXDamages reasonable
Improper Notice More than Six Months	Other X Damages reasonable
City not involved Offer rejec	ted Compromise settlement
Repair/replacement by Ins. Co.	Repair/replacement by City Forces
Claimant Negligent City Negligent	JointClaim Abandoned
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	Respectfully submitted,
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	INVESTIGATOR - GWENDOLYN BURNS
	V-1-12 STATE
RECOMMENDATION:	
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Pay \$ Adverse X	Account charged: 1A01 2J01 2H01 Concur/date 2 - 0 /
Claims Manager: William Render	
Committee Action:	Council Action
FORM 23-61	

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COUNCILOFT	THE CITY OF AT	LANTA	RE: CLAIM	1FOR DAMAGES	00/19/19
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City Hall			Toda	ay's Date: <u>1130</u>	)/99
55 Trinity Aven		1 4/W <b>5 1000</b>			<del></del>
Atlanta, Georgi	ia 30335	6 1999			
Dear Municipal	i Clerk:	Uniforpal gleri	( ENTERED - 8-		
This is to notify	k	Charles and the second		OBBS JORDAN	
and/or\$	the City of Atlar	nta that I have suffered	damages in the amo	ount sum of \$	property
		y injury for which I con			
1. Date of incid	ient:5	24 99 2. Tin	ne of Incident: A 100	ray 5.40 Police	calleds N
	(month/	day/ year)	or Enclarent.	- 4(0*1) -5. Tolice	Vee No
			C:1100-	1 101	169 140
4. Location of i	ncident (including	g street address):	GIIDER	t Ka.	
5. Name of you	r insurance compa	any: Siupre	m	Policy N	No.
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o. State What a	nd now incident	occurred: <b>ENC</b>	ACC		
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9920534) ANDrews

On May 28, 1999 I way driving up Gilbert Rd as I came over the hill I saw something in the street I turned to avoid the object (which was the manhole cover) and nit the manhole. My tire burst and deflated immediatly. A gentleman help me put the spare on and I then drove the car home. (about 2 or 3 blocks). I then called cancelled my son doctors appointment and checked with different vental agencies Por a car. I called around to a couple of Mechanic Shaps on 5-25-99 On 5-26-99 I took my car to Pep Boys an employee told me that he could check it but I probably have suspenion damage. the rim was probably damage and alot of other things. I then called accourant

and was told to have the car towed over. (this was after I was trying to explain what Pep Boxs was telling me) Because this is my only means of transportation I had to fix mycar: I am still currently experiencing shaking at 35mph. I had 4 mechanics to look at it. I have had everything done that I was told but it is still vibrating. I was told I need an alignment and tires balanced. Had it done. The car still vibrating. Need an idle arm. Bought it had it put on the car was still staking. May need brakes adjusted did it Car still Vibrated. Returned to Brake Deput because of squecking. Was to I needed callipers they were holding préssure causing brake to remain in action after brake pedal was released.

I bought need rotor, calipas master cylinder, wheel cylinders had the put on . Car is still shaking. I figure it is just time for a new one. Enclose are copies of all the thought services I have had done and a copy of the police report. If you have any questions feel free to give me a call.

The last thing I was told was the A frame was probable bent and repair is expensive so I said forget it.

Andrew